

ADAM J. FISHBEIN, P.C.

ATTORNEY AT LAW

483 Chestnut Street
Cedarhurst, New York 11516

Telephone (516) 791-4400
Telecopier (516) 791-4411

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VIA ECF

The Honorable Ramon E. Reyes, Jr.
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

**RE: Lowenstein v. Valentine
11 CV 1255 (JG) (RER)**

Dear Magistrate Judge Reyes:

I represent the plaintiff in the above matter. I apologize for writing at this time but I was consumed with a response to a motion for judgment on the pleadings and a cross-motion to amend the complaint which I completed a short while ago.

The summons and complaint was served upon the defendant by a Massachusetts constable in the first half of July, 2011. I will endeavor to file the affidavit of service shortly, but I have not received any communication either from the defendant directly or from an attorney. I therefore request that tomorrow's conference be adjourned. I would request two weeks in order to prepare an application for default, and then I will attempt to obtain sufficient information to proceed further.

Thank you for the Court's consideration of the foregoing.

Yours faithfully,

/s/
Adam J. Fishbein